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Attorneys for The Roman Catholic Archbishop of
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UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

In re

THE ROMAN CATHOLIC ARCHBISHOP
OF SAN FRANCISCO,

Debtor and
Debtor in Possession.

Case No. 23-30564

Chapter 11

Date: December 4, 2025

Time: 1:30 p.m.

Location: Via ZoomGov

Judge: Hon. Dennis Montali

**SIXTH INTERIM APPLICATION OF WEINTRAUB TOBIN CHEDIAK
COLEMAN GRODIN LAW CORPORATION FOR ALLOWANCE OF FEES AND
REIMBURSEMENT OF EXPENSES AS SPECIAL LITIGATION COUNSEL
FOR THE DEBTOR IN POSSESSION FOR THE PERIOD OF
JUNE 1, 2025, THROUGH AND INCLUDING SEPTEMBER 30, 2025**

Weintraub Tobin Chediak Coleman Grodin Law Corporation, (hereinafter "Weintraub"), special corporate and litigation attorneys for The Roman Catholic Archbishop of San Francisco, the debtor and debtor in possession (the "RCASF" or the "Debtor"), submits this sixth application (the "Application") for interim allowance of fees and reimbursement of expenses for the four-month period of June 1, 2025, through and including September 30, 2025 (the "Application Period") as set forth in the Request for Relief below. In support of this Application, Weintraub relies on this Application, the *Declaration of Paul E. Gaspari* ("Gaspari Decl.") filed in support of this Application, the *Declaration of Fr. Patrick Summerhays* ("Summerhays Decl."), and the pleadings and papers on file in this case, and on such other evidence and argument as may be submitted before or during the hearing on this Application.

I.

RELIEF REQUESTED

Through this Application, Weintraub requests an Order:

1. Approving on an interim basis, Weintraub's fees in the amount of \$250,898.50 and reimbursement of expenses in the amount of \$1,293.43 for a total of \$252,191.93 incurred June 1, 2025, through and including September 30, 2025;
2. Authorizing payment to Weintraub by the Debtor of the unpaid balance of the allowed fees and expenses after application of any retainer; and
3. For such other relief as the Court deems just and proper.

II.

BACKGROUND FACTS

On August 21, 2023, the Debtor filed a voluntary Chapter 11 Bankruptcy Petition ("Petition Date"). The Debtor remains in possession of its estate, no trustee having been appointed. The Debtor is operating and managing its business as a debtor-in-possession pursuant to the provisions of Sections 1107 and 1108 of the Bankruptcy Code. On September 1, 2023, the Office of the United States Trustee appointed an Official Committee of Unsecured Creditors (the "Committee") [ECF No. 58].

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1 A description of the Debtor's history, business operations, operational structure, the
2 reasons for commencing the Chapter 11 Case, the relief sought from the Court, and the facts and
3 circumstances supporting this Application are set forth in the *Declaration of Joseph J. Passarello*
4 *in support of Chapter 11 Petition and First Day Motions* filed on August 21, 2023, at ECF No. 14
5 ("Passarello Background Decl."), and the *Declaration of Paul E. Gaspari in Support of Chapter*
6 *11 Petition and First Day Motions* filed on August 21, 2023 at ECF No. 15 ("Gaspari Decl.").

7 On September 25, 2023, the Court entered its order granting the Debtor's application to
8 employ Weintraub as counsel, effective as of August 21, 2023 [ECF No. 166]. Weintraub is skilled
9 in civil litigation and church law matters. Weintraub is counsel of record for the RCASF in the
10 pending joint coordinated proceeding in Alameda Superior Court ("JCCP 5108"), where all
11 complaints against northern California diocesan entities are being jointly administered, including
12 complaints filed against the RCASF. The Tobin & Tobin firm, prior to merger with Weintraub,
13 has acted as outside counsel for the RCASF since approximately 1860. In addition to services
14 defending the RCASF against abuse claims, Weintraub also has represented the RCASF in various
15 other, non-abuse matters, including several employment related cases. Also, as part of the services
16 the firm provides to the RCASF, from time to time, Weintraub advises the RCASF on general legal
17 matters.

18 III.

19 STATUS OF CASE

20 To avoid unnecessary duplication, the case status is set forth in the *Sixth Interim Application*
21 *of Felderstein Fitzgerald Willoughby Pascuzzi & Rios LLP for Allowance of Fees and*
22 *Reimbursement of Expenses as Counsel for Debtor in Possession* and incorporated herein by this
23 reference.

24 IV.

25 SERVICES RENDERED

26 The services performed by Weintraub in this case have been categorized into task billing
27 categories. Detailed billing statements reflecting Weintraub's time records and out of pocket
28 expenses, including a summary of the aggregate and itemized hours and total compensation

requested with respect to the professionals who provided compensable services are attached to the Gaspari Decl. as **Exhibit A**. The billing statements are organized by task, and the content of the billings included in each task is generally explained in paragraph 8 of the Gaspari Decl.

Attached to the Gaspari Decl. as **Exhibit B** is a summary of customary and comparable compensation provided by Weintraub describing the blended hourly rates of the various categories of timekeepers that provided services to the Debtor during the Application Period. The summary gives defined terms used in this exhibit the same meanings ascribed to them in ¶ C.3 of the UST Guidelines.

Attached to the Gaspari Decl. as **Exhibit C** is a copy of the “Attorney Fee Budget” agreed upon by and between the Debtor and Weintraub. This exhibit also includes a comparison of budgeted to actual fees sought during the Application Period. Weintraub is not submitting a detailed staffing plan or summary of fees and hours budgeted compared to fees and hours billed for each project category as this information is privileged and confidential.

A listing of the billing task categories showing the number of professional hours expended and fees incurred under each billing task category is shown below:

| CATEGORY | HOURS | FEES |
|---|-------|-------------|
| Case Administration | 84.90 | \$44,148.00 |
| Other Contested Matters | 32.20 | \$16,744.00 |
| Real Estate | 0.60 | \$240.00 |
| Claims Administration and Objections | 1.80 | \$936.00 |
| Fact Investigation/Development | 5.20 | \$2,337.00 |
| Analysis/Strategy | 63.60 | \$30,501.00 |
| Expert Consultants | 1.10 | \$563.00 |
| Document/File Management | 4.90 | \$1,302.50 |
| Settlement/ADR | 59.40 | \$29,648.50 |
| Other Case Assessment, Development, Admin | 5.90 | \$2,430.50 |
| Pleadings | 9.30 | \$4,317.50 |
| Court Mandated Conferences | 30.30 | \$12,643.50 |
| Dispositive Motions | 0.40 | \$160.00 |

| CATEGORY | HOURS | FEES |
|---------------------------------------|---------------|---------------------|
| Other Written Motions and Submissions | 31.90 | \$13,139.00 |
| Written Discovery | 31.00 | \$13,434.50 |
| Document Production | 28.70 | \$10,626.00 |
| Expert Discovery | 0.10 | \$52.00 |
| Other Discovery | 0.20 | \$95.00 |
| Written Motions and Submissions | 15.90 | \$6,656.50 |
| Other Trial Preparations and Support | 1.90 | \$916.00 |
| Trial and Hearing Attendance | 115.40 | \$60,008.00 |
| Totals | 524.70 | \$250,898.50 |

Below is a general description of the work performed in each task category.

A. Case Administration. Weintraub has utilized task billing codes consistent with the ABA Uniform Task-Based Management System, which provides that Case Administration shall consist of the following: coordination and compliance matters, including preparation of statement of financial affairs, schedules, list of contracts, United States Trustee interim statements and operating reports; contacts with the United States Trustee, and general creditor inquiries.

Weintraub followed the ABA description and expended 84.90 hours in this category for a total charge of \$44,148.00. The services performed in this category generally include but are not limited to preparation and attendance in weekly Debtor Team calls; communications with mediators and Committee regarding mediation proposal; various communications regarding release of cases proposal; preparation for mediation; and reviewing documents.

A breakdown of the professionals who billed time to Case Administration and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-----------------|-------------|--------------|--------------------|
| Paul E. Gaspari | \$520 | 84.90 | \$44,148.00 |
| Totals | | 84.90 | \$44,148.00 |

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B. Other Contested Matters. Weintraub has utilized task billing codes consistent with the ABA Uniform Task-Based Management System, which provides that Other Contested Matters shall consist of the following: analysis and preparation of all other motions, opposition to motions and reply memoranda in support of motions.

Weintraub followed the ABA description and expended 32.20 hours in this category for a total charge of \$16,744.00. The services performed in this category generally include but are not limited to review of proposed Serra Clergy House stipulation, motion for relief from stay; Zoom meetings regarding meetings with Mediators and mediation session issues.

A breakdown of the professionals who billed time to Other Contested Matters and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-----------------|-------------|--------------|--------------------|
| Paul E. Gaspari | \$520 | 32.20 | \$16,744.00 |
| Totals | | 32.20 | \$16,744.00 |

C. Real Estate. Weintraub has utilized task billing codes consistent with the ABA Uniform Task-Based Management System, which provides that Real Estate matters shall consist of the following: Review and analysis of real estate-related matters, including purchase agreements and lease provisions (e.g., common area maintenance clauses).

Weintraub followed the ABA description and expended 0.60 hours in this category for a total charge of \$240.00. The services performed in this category generally include but are not limited to preparation of analysis regarding interpretation of “notwithstanding” and survival language in the real estate litigation.¹

A breakdown of the professionals who billed time to Other Contested Matters and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|---------------|-------------|--------------|-----------------|
| Ruby Bitzer | \$400 | 0.60 | \$240.00 |
| Totals | | 0.60 | \$240.00 |

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¹ These services could also fall under L120 (Analysis/Strategy - Review Analyze).

D. Claims Administration and Objections. Weintraub has utilized task billing codes consistent with the ABA UTBMS which provides that Claims Administration and Objections shall consist of the following: specific claim inquiries; bar date motions; analyses, objections and allowances of claims.

Weintraub generally followed the ABA definition and expended 1.80 hours in this category for a total charge of \$936.00, which primarily included substantial work on the complex claims procedures motion. The services performed in this category generally include but are not limited to review and edit drafts of the opposition to motion to file late claims; communications regarding claim withdrawal and proofs of claims for which no complaint was filed.

A breakdown of the professionals who billed time to Claims Administration and Objections and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-----------------|-------------|--------------|-----------------|
| Paul E. Gaspari | \$520 | 1.80 | \$936.00 |
| Totals | | 1.80 | \$936.00 |

E. Fact Investigation/Development. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Fact Investigation/Development shall consist of the following: interview of client personnel/potential witnesses; review of documents; work with an investigator; legal research for initial case assessment purposes; communication for fact investigation.

Weintraub generally followed the UTBMS definition and expended 5.20 hours in this category for a total charge of \$2,337.00. The services performed in this category generally include but are not limited to preform background searches for new post-petition matter regarding a restrainer order; drafting supporting declarations for workplace violence restraining order; and review of Insurer's Reservation of Rights letter.

A breakdown of the professionals who billed time to Fact Investigation/Development and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-----------------|-------------|--------------|------------|
| Paul E. Gaspari | \$520 | 2.10 | \$1,092.00 |

| Professional | Hourly Rate | Hours Billed | Total |
|----------------------|-------------|--------------|-------------------|
| Daniel C. Zamora | \$500 | 0.50 | \$250.00 |
| Meagan D. Bainbridge | \$500 | 1.20 | \$600.00 |
| Benjamin J. Lewis | \$475 | 0.20 | \$95.00 |
| Monica Silver | \$375 | 0.20 | \$75.00 |
| Brian Gonzaga | \$225 | 1.00 | \$225.00 |
| Totals | | 5.20 | \$2,337.00 |

F. Analysis/Strategy. Weintraub has utilized task billing codes consistent with the UTBMS which provides that plan Analysis/Strategy shall consist of the following: discussions/writings/meetings on case strategy; preparation of litigation plan; communication on case strategy.

Weintraub generally followed the UTBMS definition and expended 63.60 hours in this category for a total charge of \$30,501.11. The services performed in this category generally include but are not limited to analysis and communications regarding strategies; review and analysis of plaintiff's Case Management Conference Statement; and communications regarding strategy for the Trial Setting Conference.

A breakdown of the professionals who billed time to Analysis/Strategy and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-------------------|-------------|--------------|--------------------|
| Paul E. Gaspari | \$520 | 0.40 | \$208.00 |
| Zachary Smith | \$520 | 5.40 | \$2,808.00 |
| Daniel C. Zamora | \$500 | 44.00 | \$22,000.00 |
| Benjamin J. Lewis | \$475 | 2.70 | \$1,282.50 |
| Benjamin J. Lewis | \$450 | 0.30 | \$135.00 |
| Devin Martin | \$400 | 0.70 | \$280.00 |
| Jillian Harvey | \$375 | 2.30 | \$862.50 |
| Monica A. Silver | \$375 | 7.80 | \$2,925.00 |
| Totals | | 63.60 | \$30,501.00 |

G. Expert Consultants. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Expert Consultants shall consist of the following: file organization/administration for database construction/management.

Weintraub generally followed the UTBMS definition and expended 1.10 hours in this category for a total charge of \$563.00. The services performed in this category generally include but are not limited to review expert/consultant reports; and review expert's notes.

A breakdown of the professionals who billed time to Expert Consultants and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-------------------|-------------|--------------|-----------------|
| Paul E. Gaspari | \$520 | 0.60 | \$312.00 |
| Zachary Smith | \$520 | 0.30 | \$156.00 |
| Benjamin J. Lewis | \$475 | 0.20 | \$95.00 |
| Totals | | 1.10 | \$563.00 |

H. Document/File Management. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Document/File Management shall consist of the following: file organization/administration for database construction/management.

Weintraub generally followed the UTBMS definition and expended 4.90 hours in this category for a total charge of \$1,302.50. The services performed in this category generally include but are not limited to preparation of workers compensation documents; receipt and review of Notice of Case Closure; review and prepare client files for review; and prepare documents for production.

A breakdown of the professionals who billed time to Document/File Management and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|--------------------|-------------|--------------|-------------------|
| Meagan Bainbridge | \$500 | 0.40 | \$200.00 |
| Monica A. Silver | \$375 | 0.60 | \$225.00 |
| Brian Gonzaga | \$225 | 3.60 | \$810.00 |
| Jennye F. Melendez | \$225 | 0.30 | \$67.50 |
| Totals | | 4.90 | \$1,302.50 |

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I. Settlement/Non-Binding ADR. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Settlement/Non-Binding ADR shall consist of the following: planning/participation in settlement discussions/conferences; implementation of settlement; pursuing mediation; travel to/from mediation; attend mediation; prelitigation demand letters; research settlement; communications regarding settlement, mediation and ADR.

Weintraub generally followed the UTBMS definition and expended 59.40 hours in this category for a total charge of \$29,648.50. The services performed in this category generally include but are not limited to review and analysis of demand letters allegations in advance of settlement communications; preparation for and attendance at continued global mediation; communications regarding settlement discussions; and communications with mediator and Committee counsel regarding cases for relief from stay.

A breakdown of the professionals who billed time to Settlement/Non-Binding ADR and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-------------------|-------------|--------------|--------------------|
| Paul E. Gaspari | \$520 | 0.30 | \$156.00 |
| Daniel C. Zamora | \$500 | 56.80 | \$28,400.00 |
| Benjamin J. Lewis | \$475 | 2.30 | \$1,092.50 |
| Totals | | 59.40 | \$29,648.50 |

J. Other Case Assessment, Development and Administration. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Other Case Assessment, Development and Administration shall consist of the following: Other Case Assessment, Development and Administration.

Weintraub generally followed the UTBMS definition and expended 5.90 hours in this category for a total charge of \$2,430.50. The services performed in this category generally include but are not limited to review and gathering of facts and conducting research.

A breakdown of the professionals who billed time to Other Case Assessment, Development and Administration and the number of hours billed by each is as follows:

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| Professional | Hourly Rate | Hours Billed | Total |
|-------------------|-------------|--------------|-------------------|
| Paul E. Gaspari | \$520 | 1.20 | \$624.00 |
| Zachary Smith | \$520 | 0.20 | \$104.00 |
| Meagan Bainbridge | \$500 | 0.30 | \$150.00 |
| Benjamin J. Lewis | \$475 | 0.20 | \$95.00 |
| Carly Moran | \$400 | 2.50 | \$1,000.00 |
| Monica A. Silver | \$375 | 0.80 | \$300.00 |
| Brian Gonzaga | \$225 | 0.70 | \$157.50 |
| Totals | | 5.90 | \$2,430.50 |

K. Pleadings. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Pleadings shall consist of the following: drafting/editing pleadings, reviewing/answering complaints, motions to dismiss, jurisdictional motions and research for pleadings.

Weintraub followed the UTBMS description and expended 9.30 hours in this category for a total charge of \$4,317.50. The services performed in this category generally include but are not limited to review of memorandum regarding punitive damages; review of Notice of Termination of Stay filed in the San Francisco Superior Court; communications regarding Answer; communications regarding Cross-Complaint; and preparation of draft stipulation to toll statute of limitations and dismiss Cross-Complaint without prejudice.

A breakdown of the professionals who billed time to Pleadings and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-------------------|-------------|--------------|-------------------|
| Paul E. Gaspari | \$520 | 1.50 | \$780.00 |
| Daniel C. Zamora | \$500 | 0.50 | \$250.00 |
| Benjamin J. Lewis | \$475 | 4.90 | \$2,327.50 |
| Carly Moran | \$400 | 2.40 | \$960.00 |
| Totals | | 9.30 | \$4,317.50 |

L. Court Mandated Conferences. Weintraub has utilized task billing codes consistent with the UTBMS which provides that plan Court Mandated Conferences shall consist of the

following: preparing for hearing required by court order or procedural rules; travel to/from Court Ordered Conferences; attending hearing required by court order or procedural rules.

Weintraub generally followed the UTBMS definition and expended 30.30 hours in this category for a total charge of \$12,643.50. The services performed in this category generally include but are not limited to review and analysis of court docket; prepare correspondence to client regarding proceedings; preparation of Case Management Conference Statements; and review of plaintiff's Case Management Conference Statement.

A breakdown of the professionals who billed time to Court Mandated Conferences and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-----------------|-------------|--------------|--------------------|
| Paul E. Gaspari | \$520 | 1.60 | \$832.00 |
| Zachary Smith | \$520 | 0.20 | \$104.00 |
| Benjamin Lewis | \$475 | 4.10 | \$1,947.50 |
| Jillian Harvey | \$400 | 23.30 | \$9,320.00 |
| Carly Moran | \$400 | 1.10 | \$440.00 |
| Totals | | 30.30 | \$12,643.50 |

M. Dispositive Motions. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Dispositive Motions shall consist of the following: developing strategies; legal research for Dispositive Motions; motions for complete or partial summary judgment; prepare affidavits; reviewing opponent's pleadings; defensive motions.

Weintraub generally followed the UTBMS definition and expended 0.40 hours in this category for a total charge of \$160.00. The services performed in this category generally include but are not limited to correspondence regarding temporary restraining order and service of temporary restraining order.

A breakdown of the professionals who billed time to Dispositive Motions and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|----------------|-------------|--------------|----------------|
| Jillian Harvey | \$400 | 0.40 | \$160.00 |
| Totals | | 0.40 | \$160.0 |

N. Other Written Motions and Submissions. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Other Written Motions and Submissions shall consist of the following: developing, responding to, objecting to, and negotiating interrogatories and requests to admit; includes mandatory meet-and-confer sessions; also covers mandatory written disclosures as under FRCP Rule 26(a).

Weintraub generally followed the UTBMS definition and expended 31.90 hours in this category for a total charge of \$13,139.00. The services performed in this category generally include but are not limited to numerous video conferences regarding restraining order and preparation of same on behalf of client; analysis of California statutory authority and secondary sources regarding civil harassment and workplace violence restraining orders; review and analyze documents and recording regarding restraining order; preparation of timeline regarding harassment and workplace violence; preparation of declarations in support of restraining order; and drafting petition for workplace violence.

A breakdown of the professionals who billed time to Other Written Motions and Submissions and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|------------------|-------------|--------------|--------------------|
| Zachary Smith | \$520 | 0.30 | \$156.00 |
| Paul E. Gaspari | \$520 | 0.40 | \$208.00 |
| Audrey Millemann | \$400 | 5.90 | \$2,655.00 |
| Jillian Harvey | \$400 | 25.30 | \$10,120.00 |
| Totals | | 31.90 | \$13,139.00 |

O. Written Discovery. Weintraub has utilized task billing codes consistent with the UTBMS which provides that plan Written Discovery shall consist of the following: developing, responding to, objecting to, and negotiating interrogatories and requests to admit; includes mandatory meet-and-confer sessions; also covers mandatory written disclosures as under FRCP Rule 26(a).

Weintraub generally followed the UTBMS definition and expended 31.00 hours in this category for a total charge of \$13,434.50. The services performed in this category generally include

but are not limited to preparation of response to discovery; meet and confer with Plaintiff's counsel regarding status of written discovery responses and status of case; drafting written responses and objections to Form Interrogatories; drafting Special Interrogatories, Set One; and declarations for additional discovery.

A breakdown of the professionals who billed time to Written Discovery and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-----------------|-------------|--------------|--------------------|
| Paul E. Gaspari | \$520 | 0.40 | \$208.00 |
| Zachary Smith | \$520 | 1.20 | \$624.00 |
| Benjamin Lewis | \$475 | 11.10 | \$5,272.50 |
| Benjamin Lewis | \$450 | 0.20 | \$90.00 |
| Carly Moran | \$400 | 18.10 | \$7,240.00 |
| Totals | | 31.00 | \$13,434.50 |

P. Document Production. Weintraub has utilized task billing codes consistent with the UTBMS which provides that plan Document Production shall consist of the following: developing, responding to, objecting to, and negotiating document requests, including the mandatory meet-and-confer sessions to resolve objections. Includes identifying documents for production, reviewing documents for privilege, effecting production, and preparing requested privilege lists.

Weintraub generally followed the UTBMS definition and expended 28.70 hours in this category for a total charge of \$10,626.00. The services performed in this category generally include but are not limited to preparation of documents for production; and additional review of personnel files for production to Creditor's Committee.

A breakdown of the professionals who billed time to Document Production and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|------------------|-------------|--------------|-------------|
| Paul E. Gaspari | \$520 | 0.30 | \$156.00 |
| Monica A. Silver | \$375 | 27.20 | \$10,200.00 |
| Brian Gonzaga | \$225 | 1.20 | \$270.00 |

| Professional | Hourly Rate | Hours Billed | Total |
|---------------|-------------|--------------|--------------------|
| Totals | | 28.70 | \$10,626.00 |

Q. Expert Discovery. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Expert Discovery shall consist of the following: preparing Expert Discovery notices; communicating/discussing expert strategy; preparation and consultation with expert; reviewing Expert documents/records and/or films review.

Weintraub generally followed the UTBMS definition and expended 0.10 hours in this category for a total charge of \$52.00. The services performed in this category generally include but are not limited to review of deposition transcripts.

A breakdown of the professionals who billed time to Expert Discovery and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|---------------|-------------|--------------|----------------|
| Zachary Smith | \$520 | 0.10 | \$52.00 |
| Totals | | 0.10 | \$52.00 |

R. Other Discovery. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Other Discovery shall consist of the following: for discovery methods that fall outside of typical written discovery, document production, depositions, or expert discovery.

Weintraub followed the UTBMS description and expended 0.20 hours in this category for a total charge of \$95.00. The services performed in this category generally include but are not limited to communications with expert witnesses to prepare for trial setting; and review of retainer agreements.

A breakdown of the professionals who billed time to Other Discovery and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|----------------|-------------|--------------|----------------|
| Benjamin Lewis | \$475 | 0.20 | \$95.00 |
| Totals | | 0.20 | \$95.00 |

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S. Written Motions and Submissions. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Written Motions and Submissions shall consist of developing and preparing written motions.

Weintraub followed the UTBMS description and expended 15.90 hours in this category for a total charge of \$6,656.50. The services performed in this category generally include but are not limited to review and analysis of motion to set trial; emails between counsel regarding settlement agreement and motion for approval in Bankruptcy Court; and preparation of declarations in support of motion to extend stay.

A breakdown of the professionals who billed time to Written Motions and Submissions and the number of hours billed by each is as follows:

| Professional | Hourly Rate | Hours Billed | Total |
|-------------------|-------------|--------------|-------------------|
| Paul E. Gaspari | \$520 | 0.70 | \$364.00 |
| Benjamin J. Lewis | \$475 | 2.40 | \$1,140.00 |
| Benjamin J. Lewis | \$450 | 3.90 | \$1,755.00 |
| Monica A. Silver | \$375 | 6.50 | \$2,437.50 |
| Jillian Harvey | \$400 | 2.40 | \$960.00 |
| Totals | | 15.90 | \$6,656.50 |

T. Other Trial Preparation and Support. Weintraub has utilized task billing codes consistent with the UTBMS which provides that Other Trial Preparation and Support shall consist of the following: All other time spent in preparing for and supporting a trial, including developing overall trial strategy, preparing opening and closing arguments, establishing an off-site support office, identifying documents for use at trial, preparing demonstrative materials.

Weintraub followed the UTBMS description and expended 1.90 hours in this category for a total charge of \$916.00. The services performed in this category generally include but are not limited to preparation of revised opposition to motion concerning allocation of fault applicable to all cases in JCCP 5108 including the two cases against the Debtor released from the automatic stay for trial; review of OCC's motion for relief from bankruptcy stay of cases and cases ready for trial; review of depositions of expert and non-expert witnesses; and review motion to consolidate and motion to bifurcate punitive damages assessment.

1 A breakdown of the professionals who billed time to Other Trial Preparation and Support
2 and the number of hours billed by each is as follows:

| 3 Professional | Hourly Rate | Hours Billed | Total |
|-------------------|-------------|--------------|----------|
| 4 Paul E. Gaspari | \$520 | 1.10 | \$572.00 |
| 5 Zachary Smith | \$520 | 0.20 | \$104.00 |
| 6 Carly Moran | \$400 | 0.60 | \$240.00 |
| 7 Totals | | 1.90 | \$916.00 |

8 U. Trial and Hearing Attendance. Weintraub has utilized task billing codes consistent
9 with the UTBMS which provides that Trial and Hearing Attendance shall consist of the following:
10 appearing at trials and trial related hearings; appearing at court-mandated conference' travel to/from
11 trial and hearing; communications regarding trial progression.

12 Weintraub followed the UTBMS description and expended 115.40 hours in this category
13 for a total charge of \$60,008.00. The services performed in this category generally include but are
14 not limited to preparation of brief in opposition to Plaintiff's motion to preclude; research biography
15 of assigned judge; drafting of witness list with summaries of expected testimony; drafting page and
16 line designations of deposition transcripts to be offered into evidence; drafting Case Management
17 Conference Statements; drafting points and authorities in opposition to Plaintiff's Motion in Limine
18 No. 1; and appearance at various court hearings.

19 A breakdown of the professionals who billed time to Trial and Hearing Attendance and the
20 number of hours billed by each is as follows:

| 21 Professional | Hourly Rate | Hours Billed | Total |
|------------------|-------------|--------------|-------------|
| 22 Zachary Smith | \$520 | 115.40 | \$60,008.00 |
| 23 Totals | | 115.40 | \$60,008.00 |

24 V.

25 RESPONSIBLE PERSONNEL

26 The professionals assigned to this chapter 11 case who performed more than five (5) hours
27 of service are as follows. While Weintraub utilized new and additional attorneys during this
28 Application Period as compared to prior periods, the services of these attorneys was necessary to

1 address pending litigation. More specifically, Ruby Bitzer and Devinn Martin are associates in the
2 Firm's Sacramento Real Estate Practice Group. Jillian Harvey is an associate in the Firm's San
3 Francisco Litigation Practice Group. Therefore, these additional services are reasonable and
4 necessary to Weintraub's representation of the Debtor. This Application includes time billed by
5 some Weintraub attorneys whose services aggregated to less than 15 hours during the Application
6 Period (e.g. Zachary Smith, Benjamin Lewis, Carly Moran, and Jillian Harvey). Each of these
7 attorneys are handling and responsible for case specific litigation matters. Therefore, their time
8 does not indicate a limited, transitory, or overlapping service. Rather, they have primary
9 responsibility for their case specific litigation matters, and their work assignments promote
10 effective and efficient representation of the debtor across multiple litigation matters.

11 Paul E. Gaspari (PEG). His billing rate during the period covered by this Application was
12 \$520 per hour. As a litigation shareholder of the firm, Paul advises clients on commercial law,
13 insurance defense, public liability, real estate, and employment-related litigation.

14 Daniel C. Zamora (DCZ). Daniel Zamora is a shareholder and a member of the Firm's
15 Litigation and Labor & Employment practice groups. His billing rate during the period covered by
16 this Application was \$500 per hour.

17 Zachary M. Smith (ZMS). Zachary Smith is a shareholder and a member of the Firm's
18 Litigation practice group. He is the lawyer who has represented the debtor in the two cases released
19 from the stay for trial. He handled the pre-trial work prior to the filing of the Chapter 11 and will
20 try the two now released cases on behalf of the Debtor. His billing rate during the period covered
21 by this Application was \$520.00 per hour.

22 Benjamin J. Lewis (BJLE). Ben Lewis is an associate in the Firm's Litigation group, where
23 he focuses his practice on education, employment, and non-profit/religious entity litigation. His
24 billing rate during the period covered by this Application was \$450 and \$475 per hour.

25 Audrey Millemann (AAM). Audrey Millemann is a shareholder in the Firm's Litigation
26 and Intellectual Property practice groups. Her billing rate during the period covered by this
27 Application was \$450 per hour.

28 ///

1 Carly M. Moran (CM). Carly Moran is an associate and a member of the Firm's Litigation
2 practice group. Her billing rate during the period covered by this Application was \$400.00 per
3 hour.

4 Monica A. Silver (MAS). Monica Silver is an associate in the Firm's Litigation group, and
5 her billing rate during the period covered by this Application was \$375 per hour.

6 Jillian Harvey (JRH). Jillian Harvey is an associate in the Firm's San Francisco Litigation
7 Practice Group. Her billing rate during the period covered by this Application was \$400.00 per
8 hour.

9 Brian Gonzaga (BGON). Brian Gonzaga is a paralegal in the Firm's Litigation group, and
10 his billing rate during the period covered by this Application was \$225 per hour.

11 **VI.**

12 **SUMMARY OF FEES AND EXPENSES**

13 Detailed billing statements reflecting Weintraub's time records and out of pocket expenses
14 filed as **Exhibit A** to the Gaspari Decl. in support of this Application reflects total fees in the amount
15 of \$250,898.50 and expenses in the amount of \$1,293.43 for a total of \$252,191.93, incurred during
16 the Application Period.

17

| Professional | Hourly Rate | Hours Billed | Total |
|-------------------|-------------|--------------|-------------|
| Paul E Gaspari | \$520 | 129.50 | \$67,340.00 |
| Zachary Smith | \$520 | 123.30 | \$64,116.00 |
| Daniel C. Zamora | \$500 | 101.80 | \$50,900.00 |
| Meagan Bainbridge | \$500 | 1.90 | \$950.00 |
| Benjamin J. Lewis | \$475 | 28.30 | \$13,442.50 |
| Benjamin J. Lewis | \$450 | 4.40 | \$1,980.00 |
| Audrey Millemann | \$450 | 5.90 | \$2,655.00 |
| Carly Moran | \$400 | 24.70 | \$9,880.00 |
| Devinn Martin | \$400 | 0.70 | \$280.00 |
| Ruby Bitzer | \$400 | 0.60 | \$240.00 |
| Jillian Harvey | \$400 | 51.40 | \$20,560.00 |

28

| Professional | Hourly Rate | Hours Billed | Total |
|---------------------|--------------------|---------------------|---------------------|
| Jillian Harvey | \$375 | 2.30 | \$862.50 |
| Monica Silver | \$375 | 43.10 | \$16,162.50 |
| Brian Gonzaga | \$225 | 6.50 | \$1,462.50 |
| Jennye F. Melendez | \$225 | 0.30 | \$67.50 |
| Totals | | 524.70 | \$250,898.50 |

Weintraub has calculated a blended hourly rate of \$478.18 by dividing the total fees billed by the total number of hours recorded. Weintraub notes that in addition to the attorneys listed in the staffing plan, in order to timely review all Proofs of Claim and alleged perpetrator personnel files, many of which are voluminous, Weintraub utilized additional attorneys in the firm to undertake basic claim and file review and to identify and locate applicable student and or parish records to evaluate and confirm underlying facts alleged in the Proofs of Claim. These additional attorneys were necessary to timely complete the review project so that the Debtor could produce the material to its insurance carriers to allow the mediation process to timely commence. No duplication of work was involved.

The expenses incurred during the period covered by this Application are as follows:

| Category | Total |
|-----------------------|-------------------|
| Service | \$1,242.65 |
| Federal Express | 50.80 |
| Total Expenses | \$1,293.45 |

Weintraub requests an order under Bankruptcy Code section 330 approving fees in this case of \$250,898.50 and expenses in the amount of \$1,293.43 for a total of \$252,191.93 for the period of June 1, 2025, through and including September 30, 2025, as reasonable and necessary for the administration of this case.

VII.

FACTORS TO CONSIDER

The order approving Weintraub's employment authorizes compensation on a basis that would allow payment for services rendered on an hourly rate consistent with the Ninth Circuit

1 decision in *In re Manoa Fin. Co.*, 853 F.2d 687 (9th Cir. 1988), after notice to all interested parties.
2 Consistent with the *Manoa* Decision, various factors were suggested by the Court in *Johnson v.*
3 *Georgia Highway Express, Inc.*, 488 F.2d 714 (5th Cir. 1974), for consideration in awarding
4 compensation in a bankruptcy case. Though not specifically required for approval under the
5 lodestar or *Manoa* case, several of the *Johnson* factors have been specifically codified by the
6 Bankruptcy Reform Act of 1994 and as such, these factors are discussed below:

7 **(a) Time and labor required (11 U.S.C. § 330(a)(3)(A)):** Weintraub has
8 utilized ten (10) attorneys and one (1) legal assistants who have expended 524.70 in billable hours
9 during the Application period. The blended hourly rate based on the billed hours is \$478.18. This
10 is a very reasonable rate for a case as complex and difficult as the present Case.

11 **(b) Novelty and difficulty of the questions (11 U.S.C. § 330(a)(3)(D)):** This
12 case involves many of the technical and complex problems faced by operating chapter 11 debtors
13 in possession with operating businesses. This case, however, is unique in that it involves a non-
14 profit religious institution with unique and complex issues surrounding litigation of abuse claims.

15 **(c) Skill requisite to perform the services properly (11 U.S.C.**
16 **§ 330(a)(3)(D)):** Weintraub is skilled in handling complex corporate and litigation matters and has
17 special experience and knowledge which enables Weintraub to render services of benefit to the
18 estate in an efficient manner. The attorneys who have contributed to this case have many years of
19 combined experience in similarly complicated cases.

20 **(d) Customary fees (11 U.S.C. §§ 330(a)(3)(B and E)):** The rates charged by
21 Weintraub are Weintraub's standard billing rates (attorneys \$375 - \$520 per hour), which standard
22 rates are the same rates (with a few exceptions for long term clients or specially negotiated limited
23 engagement agreements) as generally used by Weintraub with respect to its non-debtor/trustee
24 clients. The rates also are similar to the normal charges for similar work performed by similarly
25 experienced and skilled attorneys and legal assistants in the Northern District of California
26 bankruptcy courts. Weintraub requests that the Court take judicial notice of the rates generally
27 charged and approved in fee applications before this Court and other cases in the Northern District
28 of California.

As further evidence of the reasonableness of Weintraub's hourly rates, Committee counsel Pachulski Stang Ziehl & Jones LLP's hourly rates for this matter are: \$545 for paralegals, and \$875-\$1,695 for partners; provided however that Pachulski Stang Ziehl & Jones LLP agreed to cap its blended hourly rate for all billing professionals at \$1,050 per hour. Hourly rates for financial advisor for the Committee range from \$450 - \$1,130 per hour for directors.

(e) Amount of work involved and result obtained (11 U.S.C. § 330(a)(3)(D)):

As stated above, Weintraub has expended 524.70 billable hours on behalf of the Debtor during the Application Period performing the services described herein.

(f) Experience, reputation, and ability of Weintraub:

Weintraub has many years of experience handling complex litigation and corporate cases. Weintraub also enjoys a reputation for quality work and integrity in the legal community and before this Court.

(g) Professional relationship with the client:

Other than as disclosed in its application for approval of employment of Weintraub, Weintraub has no relationship with the U.S. Trustee, the Debtor, its officers and directors, or its creditors.

(h) Awards in similar cases (11 U.S.C. § 330(a)(3)(F)):

The compensation sought by this Application is consistent with that authorized in similar cases.

In addition to the foregoing *Johnson* factors, section 330 also examines whether the services were:

(i) Necessary to the Administration of the Bankruptcy Case (11 U.S.C.

§ 330(a)(3)(C)): Weintraub respectfully submits that essentially all of Weintraub's services were necessary to the administration of this Case and in total have benefited the estate. Weintraub respectfully submits that as a whole its services were necessary and benefited the Estate.

VIII.

PAYMENTS RECEIVED TO DATE; AVAILABILITY OF FUNDS

This is Weintraub's sixth interim fee motion. The Court's order on Weintraub's first interim fee application allowed interim payment of \$45,869 and costs incurred in the amount of \$1,746.15 for the period of August 21, 2023, through January 31, 2024 [ECF No. 623]. The Court's order on Weintraub's second interim fee application allowed an interim payment of \$224,480.50 in fees and

1 \$142.69 in expenses for the period of February 1, 2024, through May 31, 2024 [ECF No. 798].
2 This Second Interim Fee Application Order also authorized Weintraub interim compensation for
3 an administrative claim in the amount of \$32,314.47 for services provided during the First Interim
4 Application Period. The Court's order on Weintraub's third interim fee application allowed an
5 interim payment of \$282,856.68 in fees and \$145.85 in expenses for the period of June 1, 2024,
6 through September 30, 2024 [ECF No. 941]. The Court's order on Weintraub's fourth interim fee
7 application allowed an interim payment of \$124,835.00 in fees and \$8,575.88 in expenses for the
8 period of October 1, 2024, through January 31, 2025 [ECF No. 1166]. The Court's order on
9 Weintraub's fifth interim fee application allowed an interim payment of \$259,307.40 in fees
10 (reduced by \$326.60 at the recommendation of the Fee Examiner Report) and \$793.90 in expenses
11 for the period of February 1, 2025, through May 31, 2025 [ECF No. 1337]. Weintraub received a
12 retainer prepetition from the Debtor, of which \$210,754.00 remained on the Petition Date. The
13 Debtor has paid Weintraub the fees and costs allowed by the interim fee orders from the retainer
14 and payments from the Debtor.

15 With respect to the Bankruptcy Rule 2016(a) requirements for attorney fee applications,
16 Weintraub has not received any payments to date in this case from any source, other than the
17 Debtor.

18 Pursuant to the Order Establishing Procedures and Authorizing Payment of Professional
19 Fees and Expenses on a Monthly Basis [ECF 212], Weintraub has filed and served fee notices for
20 June 2025 [ECF No. 1269], July 2025 [ECF No. 1299], August 2025 [ECF No. 1360], and
21 September 2025 [ECF No. 1408]. No objections were received with respect to the June through
22 September fee notices, although the deadline for objections to the September notice has not yet
23 passed as of the filing of this Application. Thus, Weintraub has received payments in the amount
24 of \$129,032.40 in fees and \$566.25 in costs from the Debtor, allowed by the monthly fee notices
25 for June 2025, July 2025 and August 2025, such that it has been paid 80% of fees and 100% of
26 costs for the outstanding fees for that period. No payments have yet been received for September
27 2025 as of the filing of this application. The unpaid 20% holdback together with the September
28 fees and costs total \$122,593.30. The retainer balance as of September 30, 2025, was \$8,275.17.

1 With respect to Bankruptcy Rule 2016(b), Weintraub has not entered into any agreement,
2 express or implied, with any other party-in-interest, including the Debtor, any creditors, or any
3 representative of them, or with any attorney or accountant for such party-in-interest for the purpose
4 of fixing fees or other compensation to be paid for services rendered or expenses incurred in
5 connection with this case, and no agreement or understanding exists between Weintraub and any
6 other person for the sharing of the compensation to be received for services rendered in, or in
7 connection with, this case.

8 **IX.**

9 **CONCLUSION**

10 Based on all of the above, Weintraub respectfully requests that this Court enter an order
11 granting the relief requested herein, and for such other and further relief as the Court deems
12 necessary and proper.

13 Dated: October 23, 2025

WEINTRAUB TOBIN CHEDIAK COLEMAN
GRODIN Law Corporation

15 By:

Paul E. Gaspari
Special Litigation Counsel for The Roman Catholic
Archbishop of San Francisco

18 Dated: October 23, 2025

FELDERSTEIN FITZGERALD WILLOUGHBY
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24 Dated: October 23, 2025

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